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PATENT
ATTORNEY DOCKET NO.: 040894-7131

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Takashi FUKUDA et al.) Confirmation No.: 6526
)
Application No.: 10/523,009) Group Art Unit: 2655
)
Filed: February 1, 2005) Examiner: Unassigned
)
For: INFORMATION RECORDING METHOD USING)
LIGHT-INDUCED SURFACE RELIEF)

Commissioner for Patents
U.S. Patent and Trademark Office
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. Applicants submit that no fee is required for consideration of this information since, to the best of their knowledge, no Office Action has been mailed.

DE 10223648 was cited in an Office Action issued by the German Patent Office on December 6, 2006 in a corresponding German patent application. US 2003/0113664 is a counterpart of DE 10223648. EP552887 cited in the German Office Action is already of record in the present application, and therefore, not listed in this IDS. A copy of the German Office Action and DE 10223648 are enclosed for the Examiner's consideration. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If it should be determined that the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: March 9, 2007

By:



Robert J. Goodell

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**INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

PTO Form 1449**Page 1 of 1**

Attorney Docket No.

040894-7131

Application No.: 10/523,009

Applicant: Takashi FUKUDA et al.

Filing Date: February 1, 2005

Group Art Unit: 2655

U.S. PATENT DOCUMENTS

| *Examiner Initial | Document Number | Date | Name | Class | Sub Class | Filing Date |
|----------------------|--------------------|---------------|----------------|-------|--------------|-------------|
| | 2003/0113664 | Jun. 19, 2003 | Berneth et al. | | | |
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FOREIGN PATENT DOCUMENTS

| | Document Number | Date | Country | Class | Sub Class | Translation | |
|--|--------------------|--------------|---------|-------|--------------|-------------|----|
| | | | | | | YES | NO |
| | DE 101 23 648 A1 | May 28, 2002 | Germany | | | | X |
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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Examiner

Date Considered

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.